IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.6187 OF 2005
IN
FIRST APPEAL NO.2539 OF 2005

Abdul Bashid Haji Raj Mohammed ...Applicant
Vs.
The Chief Executive Officer & Ors. ...Respondents

Mr A.P. Mishra for the Applicant.
Mr S.N. Gawade, A.G.P. for the Respondents.

CORAM : A. S. OKA, J.
DATE : APRIL 12, 2006.

P.C.:

1. Rule. The learned A.G.P. waives service for the Respondents. Taken up for hearing forthwith. The prayer in this Application is for injunction restraining the Respondents from preventing the Applicant from carrying on business of selling sugarcane juice on a manually driven cart. It is an admitted position that from the year 1995 onwards the licence which was earlier granted in favour of the Applicant has not been renewed. The grievance of the learned Counsel for the Applicant is that though the Application for renewal is pending, the same is not being decided by the authorities.

2. While dismissing the suit filed by the Appellant, a finding has been recorded that as per the

present policy licence will not be issued to sugarcane juice business which is carried on handcart.

3. If as of today there is no licence granted in favour of the Applicant, he cannot get an interim order which will permit him to carry on business without licence. The Applicant cannot be permitted to carry on business unless there is a valid licence. No case is made out for grant of any interim relief.

Application is rejected.

JUDGE